

<p>Attorney or Party Name, Address, Telephone &amp; FAX Nos., State Bar No. &amp; Email Address</p> <p>Yosina M. Lissebeck (State Bar No. 201654) DINSMORE &amp; SHOHL LLP 655 West Broadway, Suite 800 San Diego, CA 92101 Telephone: 619.400.0500 Facsimile: 619.400.0501 yosina.lissebeck@dinsmore.com</p> <p>Matthew J. Stockl (State Bar No. 329366) DINSMORE &amp; SHOHL LLP 550 South Hope Street, Suite 1765 Los Angeles, CA 90071 Telephone: 213.335.7737 Facsimile: 213.335.7740 matthew.stockl@dinsmore.com</p> <p><input type="checkbox"/> Individual <i>appearing without an attorney</i> <input checked="" type="checkbox"/> <i>Attorney for:</i> Chapter 7 Trustee, Richard A. Marshack</p>	<p>FOR COURT USE ONLY</p>
<p style="text-align: center;"><b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA – <u>SANTA ANA</u> DIVISION</b></p>	
<p>In re:</p> <p>Kristina Lynn Smith,</p> <p style="text-align: right;">Debtor(s)</p>	<p>CASE NO.: 2:24-bk-12527-TA CHAPTER: 7</p>
	<p><b>NOTICE OF LODGMENT OF ORDER IN BANKRUPTCY CASE RE: MOTION TO DISMISS BANKRUPTCY CASE DUE TO BAD FAITH FILING</b></p>

PLEASE TAKE NOTE that the order titled: **ORDER DENYING MOTION TO DISMISS BANKRUPTCY CASE DUE TO BAD FAITH FILING** was lodged on (date) **February 18, 2025** and is attached. This order relates to the motion which is docket number **26**.

Yosina M. Lissebeck (State Bar No. 201654)

**DINSMORE & SHOHL LLP**

655 West Broadway, Suite 800

San Diego, CA 92101

Telephone: 619.400.0500

Facsimile: 619.400.0501

yosina.lissebeck@dinsmore.com

Matthew J. Stockl (State Bar No. 329366)

**DINSMORE & SHOHL LLP**

550 South Hope Street, Suite 1765

Los Angeles, CA 90071

Telephone: 213.335.7737

Facsimile: 213.335.7740

matthew.stockl@dinsmore.com

Proposed Counsel to the Chapter 7 Trustee,  
Richard A. Marshack

**UNITED STATES BANKRUPTCY COURT**

**CENTRAL DISTRICT OF CALIFORNIA**

**SANTA ANA DIVISION**

In re:

Kristina Lynn Smith,

Debtor.

Case No. 8:24-bk-12527-TA

Chapter 7

**ORDER DENYING MOTION TO DISMISS  
BANKRUPTCY CASE DUE TO BAD  
FAITH FILING**

Hearing:

Date: February 11, 2025

Time: 11:00 a.m.

Place: Courtroom 5B  
411 W. Fourth St.  
Santa Ana, CA 92701  
via ZoomGov

1 On February 11, 2025, on the 11:00 a.m. calendar, in Courtroom 5B of the United States  
2 Bankruptcy Court located at 411 W. Fourth Street, Santa Ana, California 92701, the Honorable  
3 Theodor Albert, United States Bankruptcy Judge, conducted a hearing on the *Motion to Dismiss*  
4 *Bankruptcy Case Due to Bad Faith Filing* [ECF No. 26] (the “Motion”) filed on January 21, 2025  
5 in the above-captioned bankruptcy case by creditor Jeffrey Adams Gomez. The Court, having  
6 considered the Motion, all pleadings filed in support thereof and in opposition thereto, oral  
7 argument, and for the reasons set forth in the Court’s tentative ruling and on the record,

8 **IT IS HEREBY ORDERED THAT:**

9 The Motion is DENIED.

10 **IT IS SO ORDERED.**

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## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

550 S. Hope Street, Suite 1765, Los Angeles, CA 90071

A true and correct copy of the foregoing document entitled: **NOTICE OF LODGMENT OF ORDER IN BANKRUPTCY CASE RE: ORDER DENYING MOTION TO DISMISS BANKRUPTCY CASE DUE TO BAD FAITH FILING** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On *(date)* **February 18, 2025**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- **Benjamin Heston** bhestonecf@gmail.com, benheston@recap.email, NexusBankruptcy@jubileeek.net
- **Richard G. Heston** rheston@hestonlaw.com, yflores@hestonlaw.com, docs@hestonlaw.com, HestonRR41032@notify.bestcase.com, hestonlaw@recap.email
- **Richard A Marshack (TR)** pkraus@marshackhays.com, ecf.alert+Marshack@titlexi.com
- **Matthew J Stockl** matthew.stockl@dinsmore.com, katrice.ortiz@dinsmore.com
- **United States Trustee (SA)** ustspregion16.sa.ecf@usdoj.gov
- **Julie J Villalobos** julie@oaktreelaw.com, oakecfmail@gmail.com; villalobosjr51108@notify.bestcase.com; gus@oaktreelaw.com
- **Jennifer C Wong** bknotice@mccarthyholthus.com, jwong@ecf.courtdrive.com

☐ Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:** On **February 18, 2025**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Debtor:

Kristina Lynn Smith  
27591 Kathy Ct  
Laguna Niguel, CA 92677

☐ Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on *(date)* **February 18, 2025**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

United States Bankruptcy Court – Central District  
Hon. Theodore Albert  
411 West Fourth Street, Suite 5085/Ctrm 5B  
Santa Ana, CA 92701- 4593

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

2/18/2025  
Date

Katrice Ortiz  
Printed Name

/s/ Katrice Ortiz  
Signature

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.